

House File 2307 - Introduced

HOUSE FILE 2307

BY B. MOORE

A BILL FOR

1 An Act requiring that vehicles not capable of traveling
2 thirty-five miles per hour be driven on the shoulder of the
3 roadway, and providing a penalty.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 321.296 Slow vehicles required to
2 travel on shoulder.

3 1. Notwithstanding section 321.297 or any other provision
4 to the contrary, a motor vehicle that is not capable of
5 traveling at a speed of thirty-five miles per hour or more
6 shall be driven on the shoulder to the right of the roadway if
7 the speed limit for the roadway is thirty-five miles per hour
8 or more, the roadway has a shoulder capable of accommodating
9 the motor vehicle, and the shoulder is not blocked by another
10 vehicle or object. However, a motor vehicle subject to this
11 section may be driven on the roadway pursuant to section
12 321.323A. A person driving a motor vehicle pursuant to this
13 section shall display the vehicle's emergency signal lamps
14 flashing simultaneously. A peace officer may enforce this
15 section by directions to drivers, and in the event of apparent
16 willful disobedience to this section and refusal to comply with
17 the directions of an officer in accordance with this section,
18 a person is guilty of a simple misdemeanor punishable as a
19 scheduled violation under section 805.8A, subsection 6.

20 2. This section applies to the operation of bicycles, except
21 that a bicycle is not required to display emergency signal
22 lamps unless otherwise provided by law.

23 3. This section does not apply to the operation of farm
24 tractors or implements of husbandry.

25 Sec. 2. Section 321.423, subsection 2, Code 2016, is amended
26 by adding the following new paragraph:

27 NEW PARAGRAPH. k. On a motor vehicle being operated
28 pursuant to section 321.296.

29 Sec. 3. Section 805.8A, subsection 6, Code 2016, is amended
30 by adding the following new paragraph:

31 NEW PARAGRAPH. *De.* Section 321.296.....\$100.

32 EXPLANATION

33 The inclusion of this explanation does not constitute agreement with
34 the explanation's substance by the members of the general assembly.

35 This bill requires motor vehicles not capable of traveling

1 35 miles per hour to be driven on the shoulder to the right
2 of the roadway if the speed limit for the roadway is 35
3 miles per hour or more, the roadway has a shoulder capable
4 of accommodating the motor vehicle, and the shoulder is not
5 blocked by a vehicle or object. However, the bill provides
6 that a motor vehicle may be driven on the roadway to pass
7 stationary emergency or towing vehicles pursuant to Code
8 section 321.323A. A person driving a motor vehicle pursuant to
9 the bill is required to display the motor vehicle's emergency
10 signal lamps.

11 The bill authorizes peace officers to enforce the bill
12 by directions to drivers. If a person willfully disobeys
13 an officer, the person is guilty of a simple misdemeanor
14 punishable by a scheduled fine of \$100.

15 The bill applies to the operation of bicycles, but not to the
16 operation of farm tractors or implements of husbandry.